19 53. File No. Adm Contrib. 53

Legal Department

C BRANCH

Subject:- Correspondence in connection with the Annual Contribution to the Govt. of Bombay for the work done by their officers for the central Govt.

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File No. Adm: Contrib /53

Jan. 194

877-C

No. F. 22-1V52-L
GOVERNMENT OF INDIA
MINISTRY OF LAW.

From

Shri K.G. Avadhani,
Under Secretary to the Govt. of India

To

The Secretary to the Govt. of Bombay,
Legal Department,
Bombay

New Delhi, the 8th December, 1952

Subject:- Fixation of annual contribution to the Government of Bombay for the services of the Law Officers of the State in Central Government cases.

...

Sir,

I am directed to invite a reference to this Ministry's letter No. F. 211/5/47-C & G (Judl) dated the 1st March, 1949, on the above subject, and to say that the agreement under which the Central Government paid an annual fixed contribution of Rs. 8,000/- to the State Government for the services of the Law Officers of the State expires on the 31st March, 1953.

The Government of India have provisionally accepted as sum of Rs. 8,000/- (as in the case of the last five years) for inclusion in Part I of the Budget Estimates for the year 1953-54 for the above purpose (vide letter from the Government of India in the Ministry of Finance No. 7844-B.1/52 dated the 7th November, 1952 to the Accountant General, Bombay, copy enclosed for ready reference). The acceptance is however provisional and is subject to such modification as may be necessary in the light of the decision that may be taken regarding the annual payment to the State Government for the services of the Law Officers of the State for the quinquennium commencing from the 1st April, 1953.

I am accordingly to request that the proposals of the State Government regarding the annual fixed contribution for a period of five years commencing from the 1st April, 1953, supported by relevant Statements relating to actual work done for the Central Government during the quinquennium ending the 31st March, 1953, may be furnished to this Ministry at an early date, as was furnished in the State Government (Legal Department) letter No. 5409 dated the 8th June, 1948. I am to add that in compiling the statistics of work done for the Central Government, cases relating to the Ministry of Defence such as cases pertaining to M.E.O.'s Cantonment Boards etc. should be excluded as was agreed to in para 2 of the State Government's letter No. 46 dated the 4th January, 1946.

Yours faithfully,
Sd/- K.G. Avdhani.
(K.G. AVADHANI).
Under Secretary.

Mjr/22/6
4 Cs.

17

No. 12004/C
Legal Department,
Bombay Castle(Bombay No. 1) 29th May 1953.

From :
Shri J.R. Dhurandhar , LL. B.,
Secretary to the Government of Bombay.

To :
The Under Secretary to the Government of India,
Ministry of Law, NEW DELHI.

Subject:- Fixation of annual contribution to the Government of Bombay for theservices of the Law Officers of the State in Central Government cases.

Sir,

With reference to your letter No. F. 22-IV/52-L. dated the 8th December 1952, on the above subject, I am directed to forward herewith the statistics of the actual work done by the Law Officers of the Government of Bombay on behalf of the Government of India for the quinquennium ending the 31st March 1953 in the appended form.

The total cost (excluding pensionary charges) incurred by the Government of Bombay on their Law Officers of the year 1952-53 is as follows:-

(1)	Remembrancer of Legal Affairs. and Staff... ..	Rs. 5,36,600
(2) (a)	Government Pleader,High Court and Staff.. ..	Rs. 76,350
(b)	District Government Pleaders and Staff ..	Rs. 1,23,000
		Rs. 7,35,950/-

2. I am to state that the position as explained above willshow that the work done by the Law Officer of the Government of Bombay is comparatively less than the work done during the period of five years ending 31-3-1948 but the cost of the establishment is double of what it was during the years 1943 to 1948. The amount of annual contribution of Rs. 10,000/- which amounts to 1.35 per cent of the expenditure will be quite justifiable. I am to add that the figures for the years 1952-53 are not complete...

complete as the Government of India reference was received before the end of the period. It is hoped that the Government of India will agree to this arrangement.

3. I am to add that the figures in the appended from exclude thecasesrelating to the Ministry of Defence such as cases pertaining to M.E.O.'s. Cantonment Boards, etc.

4. Lastly, I am to point out that the staff mentioned in para 1 above excluding the Government Pleaders is permanent and pensionable . Though in the past Government of Bombay had not made any claim towards pensionary contribution, in view of the fact that nearly 80% of this staff is on pensionable basis this Government considers that it is justified in claiming a contribution of Rs. 1,000/- towards pension. This Government trusts that the Union Government would agree to make a total contribution of Rs. 11,000/- commencing from 1-4-1953.

Yours faithfully,

o.c. Sd/- J.R. Dhurandhar.

Secretary to Government

Mjr/22/6

& Cs.

Statement

		No, of cases dealt with on behalf of Government of Bombay,	No. of cases dealt with on behalf of Central Government,	Year
1.	Opinions	4939	62	1948-49
2.	Suits.	542	18	
1.	Opinions	6435	60	1949-50
2.	Suits .	721	44	
1.	Opinions.	8036	65	1950-51
2.	Suits	900	61	
1.	Opinions	7611	45	1951-52
2.	Suits	1254	77	
1.	Opinions.	7194	51	1952-53
2.	Suits	1079	38	
		38711	521	

No. of cases dealt with on behalf of Bombay Government .	38711
No. of cases dealt with with on behalf of Union Government.	521.

Mjr/22/6
4 Cs.

No. F. 22-IV /52-L
GOVERNMENT OF INDIA
MINISTRY OF LAW
.....

From

Shri K.G.Avadhani,
Under Secretary to the Govt. of India.

To

The Secretary to the Govt. of Bombay,
Legal Department,
Bombay.

New Delhi, the 30th October, 1953

Subject: Fixation of annual contribution to the Government of Bombay for the services of the State's Law Officers in Central Government cases.

Sir,

I am directed to invite a reference to your letter No. 12004/C dated the 29th May 1953, on the above subject, and to say that, on the basis of the figures furnished by the State Government, the Government of India agree to the payment of a fixed annual contribution of Rs. 10,000/- (Rupees Ten thousand only) to the Government of Bombay for the quinquennium commencing from the 1st April 1953, for the services of the State's Law Officers in Central Government cases.

The volume of work done by the Law Officers of the State on behalf of the Central Government is very little (being as low as 1.35% of the total work transacted) and as such the Government of India do not think that any case is made out for accepting liability for claims towards the pensionary charges of these Law Officers. In the circumstances, the Govt. of India do not agree to the payment of the additional sum of Rs. 1000/- claimed by the State Government towards the pensionary charges of the Law Officers.

Yours faithfully,

Sd/- K.G. Avadhani
(K.G. AVADHANI)

UNDER SECRETARY TO THE GOVT. OF INDIA.

Mjr/22/6
4 Cs.

No. F. 22-I/52.L.
GOVERNMENT OF INDIA
MINISTRY OF LAW.
....

From

Shri K.G.Avadhani,
Under Secretary to the
Government of India.

To

The Secretary to the
Government of Bombay,
Legal Department , Bombay.

New Delhi, the 18th March 1954.

Subject:- Payment of fixed contribution to the Government of Bombay for the services of their law officers in Central Government cases for the year 1953-54.

Sir,

I am directed to convey the sanction of the President to the payment of a sum of Rs. 10,000/- (Rupees Ten thousand only) to the Government of Bombay for the work done by the law officers of the State in connection with Central Governmentcase during the year 1953-54.

Yours faithfully,

Sd/- K.G.Avadhani

(K.G.AVADHANI)
UNDER SECRETARY TO THE GOVERNMENT OF INDIA.

No. F. 22-I/52-L

Copy forwarded to the Accountant General, Bombay for necessary adjustement under Account Head "27-Administration of Justice (Central)-B., Law Officers-B. 4_Payments to State Governments for the services of the law Officers of the State", in accounts of the year 1953-54, under intimation to this Ministry.

Copy, with three spare copies, also forwarded to the Ministry of Finance, with reference to their U.O. No 1750-EGI/54 dated the 15th March, 1954.

Sd/-
(K.G.AVADHANI)
UNDER SECRETARY TO THE GOVERNMENT OF INDIA.

Copy to :-

C.A. Section, Ministry of Law.

Sd/-
(K.G. AVADHANI)
UNDER SECRETARY TO THE GOVERNMENT OF INDIA.

Mjr/22/6
4 Cs.

No. F. 22/I/52-L
GOVERNMENT OF INDIA
MINISTRY OF LAW .

...

From

Shri K.G. Avadhani,
Under Secretary to the
Government of India.

To.

The Secretary to the
Government of Bombay,
Legal Department,
BOMBAY .

New Delhi, the 18th March 1954.

Subject:- Paymentof fixed contribution to the Government of Bombay for the services of their law officers in Central Government cases for the year 1953-54.

.....

Sir,

I am directed to convey the sanction of the President to the payment of a sum of Rs. 10,000/- (Rupees Ten thousand only) to the Governmentof Bombay for the work done by the law officers of the State in connection with Central Government cases during the year 1953-54 .

Yours faithfully,

Sd/-

(K.C. AVADHANI)

UNDER SECRETARY TO THE GOVERNMENT OF INDIA.

No. 8080/C

Legal Department,

Bombay Castle . (Bombay No. 1) 27th March 1954.

Forwarded with compliments to the Finance Department for information

Sd/-

O.C.

Assistant Secretary to Government,

Legal Department.

Mjr/22/6

4 Cs.